

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

SB 325 - HB 234

February 11, 2011

SUMMARY OF BILL: Prohibits pharmacies from selling more than three- and six-tenths grams per day or more than nine grams per thirty-day period of non-exempt methamphetamine precursors (ephedrine and pseudoephedrine base, or their salts, isomers, or salts of isomers) to the same person. Requires pharmacies to maintain an electronic record and submit information about the sale of over-the-counter non-exempt methamphetamine precursors to the National Precursor Log Exchange (NPLEx) prior to completing the sale. Prohibits pharmacies from completing the sale if NPLEx generates a stop sale alert indicating that completion of the sale would result in violation of the established quantity limits, unless a reasonable fear of imminent bodily harm is present.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- NPLEx system is available to pharmacies without a charge for accessing or using the system.
- According to the Department of Health, rule-making and any resulting disciplinary action against pharmacies that violate the provisions of this section can be accomplished during regularly scheduled Board of Pharmacy meetings and will not result in a significant increase in state expenditures.
- Pursuant to Tenn. Code Ann. § 4-3-1011, all health-related boards are required to be self-supporting over a two-year period. The Board had a balance of \$74,641.74 in FY09-10 and a deficit of \$59,776.49 in FY08-09. As of June 30, 2010, the Board's cumulative balance was \$276,649.24.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink, reading "James W. White".

James W. White, Executive Director

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